

SENATE RECORD VOTE ANALYSIS

104th Congress
2nd Session

Vote No. 86

April 25, 1996, 6:46 p.m.
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ILLEGAL IMMIGRATION/Procedural Vote

SUBJECT: Immigration Control and Financial Responsibility Act of 1996 . . . S. 1664. Dole motion to table the Simpson amendment No. 3669.

ACTION: MOTION TO TABLE AGREED TO, 53-46

SYNOPSIS: As reported, S. 1664, the Immigration Control and Financial Responsibility Act of 1996, will address the issue of illegal immigration: by increasing the number of Border Patrol and investigative personnel; by establishing pilot programs to improve the system used by employers to verify citizenship or work-authorized alien status; by increasing penalties for alien smuggling and document fraud; by reforming asylum, exclusion, and deportation laws and procedures; and by reducing the use of welfare by aliens.

The Simpson amendment would add a section to the bill that would require non-immigrants who entered the United States on student visas in order to attend elementary or secondary school to pay the costs of that attendance unless the school waived that payment. Further, failure of a student on a student visa to remain enrolled in school would be grounds for deportation and exclusion.

During debate, Senator Dole moved to table the Simpson amendment.

NOTE: The vote was not on the substance of the amendment, but was one of four votes (vote Nos. 85-88) that were conducted to clear all pending items to the bill. Those items were three first-degree perfecting amendments, a motion to recommit, and amendments to those items that filled all available slots for offering amendments.

The three first-degree perfecting amendments had been offered at the beginning of debate, and were in order to be pending at the same time by unanimous consent. When it became clear that there was an intention on the part of some Senators to offer an amendment on an extraneous subject, the minimum wage, second-degree perfecting amendments were offered to those first-degree amendments. Further, a motion to commit with instructions was made, and first- and second-degree amendments to that motion were offered. These actions left no available parliamentary opening to offer another amendment.

A motion to recommit has precedence over any pending amendments to a bill, so the regular order became the second-degree perfecting amendment to the amendment to the motion to recommit. Amendments in that slot were offered and disposed of while

(See other side)

YEAS (53)		NAYS (46)		NOT VOTING (1)	
Republicans (53 or 100%)	Democrats (0 or 0%)	Republicans (0 or 0%)	Democrats (46 or 100%)	Republicans (0)	Democrats (1)
Abraham	Helms	Akaka	Inouye		Lautenberg- ²
Ashcroft	Hutchison	Baucus	Johnston		
Bennett	Inhofe	Biden	Kennedy		
Bond	Jeffords	Bingaman	Kerrey		
Brown	Kassebaum	Boxer	Kerry		
Burns	Kempthorne	Bradley	Kohl		
Campbell	Kyl	Breaux	Leahy		
Chafee	Lott	Bryan	Levin		
Coats	Lugar	Bumpers	Lieberman		
Cochran	Mack	Byrd	Mikulski		
Cohen	McCain	Conrad	Moseley-Braun		
Coverdell	McConnell	Daschle	Moynihan		
Craig	Murkowski	Dodd	Murray		
D'Amato	Nickles	Dorgan	Nunn		
DeWine	Pressler	Exon	Pell		
Dole	Roth	Feingold	Pryor		
Domenici	Santorum	Feinstein	Reid		
Faircloth	Shelby	Ford	Robb		
Frist	Simpson	Glenn	Rockefeller		
Gorton	Smith	Graham	Sarbanes		
Gramm	Snowe	Harkin	Simon		
Grams	Specter	Heflin	Wellstone		
Grassley	Stevens	Hollings	Wyden		
Gregg	Thomas				
Hatch	Thompson				
Hatfield	Thurmond				
	Warner				

EXPLANATION OF ABSENCE:

- 1—Official Business
- 2—Necessarily Absent
- 3—Illness
- 4—Other

SYMBOLS:

- AY—Announced Yea
- AN—Announced Nay
- PY—Paired Yea
- PN—Paired Nay

negotiations continued over the terms under which the minimum wage issue might be considered, including whether final votes would be held on issues that proponents of the minimum wage have filibustered.

When those negotiations were inconclusive, the 4 votes to clear pending items were held to make it possible to offer a first-degree perfecting amendment that in effect was a substitute amendment. The amendment tree was then again filled, and cloture was filed on the first-degree amendment. Cloture was subsequently invoked on the amendment (see vote No. 90), making all further amendments to it subject to the germaneness requirement.